App. F. IX-4

1927.

File No. 65-27

Previous References (Courts)

Serial Nos. 1-2

to 1-11(21+23)
" 196-28-11

Later References

PRESERVED

General and Revenue Secretariat.

Serial Nos. Two

Part B for November 1927

SUBJECT

Investiture of the Special second grade magistrate, Bangalore, with power to try cases under chapter XII of the Code of Criminal Procedure

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G.O. No. P 2231-282-11-27

To the Regr. Chief Court
" Dist. Bangalore
" S.P. of Police

Directs that the cases falling under chapter XII of the Cr. Pro. Code arising in the Bangalore Cantonment be tried and disposed of by the First grade Munsiff in charge of the Special second class magistrate's court, Bangalore.

Manamsamy Iyengar
11-11-27

G. R. S. III—11 1927-28

GENERAL AND REVENUE SECRETARIAT.

CS

NOTES.

File No. 65-27

FILE HEADING.

Investiture of the Special Second Grade magistrate Bangalore with powers to try Cases under Chapter XII of the Code of Criminal Procedure

From

The Regr. Bhujgaon

D. Dis No. 255 Dated 26-8-27 Received 29-8-27

Diary No. 1225	Enclos. 1	Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Forwards a copy of letter dt 15.8.27 received from the Dist Bangalore in the matter of investing the Special Second Grade magistrate Bangalore with the powers to try cases falling under Chapter XII, Criminal Procedure code and arising in Bangalore Dist

NOTES AND ORDERS.

Submitted

Kind reference is invited to G.O. no P 5336-777 CS 196-25-4 dt 29-30-4-1926 wherein it has been ordered that cases under Chapter XII of the Criminal Procedure code may be tried by the Special

NOTES—First Sheet.

WD 1881—GPB—30,000—1-8-21

General and Revenue Secretariat. | No. File No. 65 of 1927

Serial No.

magistrates exception being made in the case of the city magistrates of Bangalore and Mysore as the work of these special magistrates is too heavy to enable them to deal with these cases in addition to their other work. The Dy. Bangalore State that the Sub-Division officer, Doddaballapur Sub-Division, has too much work and cannot try these cases under Chapter XII of the Criminal Procedure Code in addition. Under Govt. O. dt. 30-4-26 the city magistrates were have been exempted from trying such cases. The Dy. therefore recommends that the Special Second grade magistrate, Bangalore, who is also a First Class magistrate may be empowered to try such cases arising in Bangalore Taluk only. It is not known why sanction of Govt. is required. The Special Second grade magistrate has got jurisdiction over Bangalore 2nd and 3rd class cases arising in Bangalore Taluk. The Dy. may therefore refer the cases under Chapter XII to him.

We think Court have simply forwarded the Dy's letter without any recommendations Perhaps they are also of opinion that no sanction of Govt. is necessary. They could as

NOTE—Contn. sheet

CS 8827 1215

App. F. III—2]

General and Revenue Secretariat. | No. File No. B&S of 1927.

Serial No.

well have moved to the Dist. Judge for orders

8/ 17/9

17/9 1) The D.C. of Bangalore says that the Sub. Div. Officer Gadhakapur has for his heavy work to try cases under Chapter XII of the Cr. Pro. Code and recommends that these cases may be tried by the Special II grade Magistrate Bangalore.

4) The Chief can merely forward the letter. Probably they have no discretion.

5) The proposal may perhaps be approved.

2363/19/9

I member) 19/9

Please bring up at 5 o'clock

Send with a draft notice

Is not a Sp. necy?

NOTE—Contn. sheet

8/14/10

5/10/27

WD 0324—GPB—60,000—24-5-27

14/10

Does not seem necessary

S.W. Please see the last sentence of the

8/5/10

General and Revenue Secretariat. | No. File No. 605 of 192,7

Serial No.	
	Sent with draft to Madras Notifn
	Sent with a draft Notfn approving of the proposal of the D.J.
	Leg & J-D) 29/10
	appd 29.10. J.M.E.
2	To The Regr Chief Court 29/10 The Dn Bloe The Supdg Police No P2231-3 dt 2.11.27 Directs that cases falling under Chapter XII of the Cr. P. arising in the Bangalore Dt. Taluk be tried and disposed of by the I Grade Munsiff in charge of the 2nd Class Magte's Court, Bangalore.
	D 10/11

Notfn No 4" does not seem to be necessary as the Magte has power (as I class Magte) to try such cases. 29/10

NOTE.—Contn. sheet

WD 0324—GPB—60,000—24-5-27

1225 9
1.P.827

Telgm:
"JUSTICE"

CHIEF COURT OF MYSORE,
Public Office Buildings, Cubbon Park,

Bangalore....26th August 1927.

~~R. O. C.~~ Dis. No. 255/27-8 Encl one

Ch 65-27-1

From

A. Sreenivasaragavachari, Esq., B.A., B.L.,
Registrar, Chief Court of Mysore.

To

B. NAGAPPA, Esq., Bar-at-law.,
Secretary to the Government of His Highness
the Maharaja of Mysore, Law Department,
BANGALORE.

29.8.27.

Sir,

I am directed to forward herewith letter No. J-726/27-28, dated the 19th August 1927, addressed to you by the District Magistrate of Bangalore, in the matter of investing the Special Second Grade Magistrate, Bangalore, with the power to try cases falling under Chapter XII, Criminal Procedure Code and arising in the Bangalore Taluk.

I have the honor to be,
Sir,
Your most obedient servant.

For REGISTRAR.

KVN/-

CHIEF COURT
22. AUG. 1927
OF MYSORE.

9/7/28 Cm 237 2

No. J-726/27-28 Office of the District Magistrate,
Bangalore District,
Bangalore, dated the 19th August 1927.

From

G. B. Heblikar, Esq., B.A., LL.B.,
District Magistrate,
Bangalore District.

To

B. Nagappa, Esq., Bar-at-Law,
Secretary to the Government of Mysore,
Law Department, Bangalore.

Through

The Registrar of the Chief Court of Mysore,
Bangalore.

Sir,

Adverting to Government Order No.Fl.150-152/Ex.92-26 dated Camp, Mysore, 24th June 1927 directing that the Civil Officer, Bangalore be appointed District Excise Officer for the Bangalore District in addition to his own duties as Civil Officer tentatively for one year from 1st July 1927, I have the honour to state that Mr. Donne who was the Civil Officer and Personal Assistant was also the Sub Division Officer, Bangalore Sub Division and was in virtue of his office as Personal Assistant invested with the powers of a Magistrate of First Class and empowered to try cases under Chapter VII and VIII ~~of~~ and XII Criminal Procedure Code arising in the Bangalore Taluk vide Government Order No.J175/Cts.1-21-23 dated 14th October 1921. He has left on his file 12 cases under Chapter XII and 6 under Chapter VIII of the Criminal Procedure Code pending and these cases as also cases that will arise in the Bangalore ~~Taluk~~ under those chapters will have to be enquired into by Sub Division Officer Magistrate of Dodballapur Sub Division to whom Revenue Jurisdiction of the Bangalore Taluk has been added on under the

Government

Government Order referred to above. The Doddballapur Sub Division is one of the biggest Revenue Sub Divisions in the State and the addition to it of the Bangalore Taluk which is in itself a heavy charge, just effected, has increased the work of the Sub Division Officer, to unmanageable proportions. Under the circumstances both in the interest of the Revenue work and of the enquiries under chapters VII and VIII of the Criminal Procedure Code, it seems very desirable that the latter work should be taken away from the Sub Division Officer and given to the one of the Special Magistrates at Bangalore as is the case in other parts of the State.

2. I therefore beg to suggest that the territorial jurisdiction over the cases falling under Chapter XII of the Criminal Procedure Code arising in the Bangalore Taluk may be transferred to the Special II Grade Magistrate, Bangalore.

I have the honour to be,
Sir,
Your most obedient servant,

DISTRICT MAGISTRATE,
BANGALORE DISTRICT.
(absent from Hd quars)

G.R..S VI G 34]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

, *the* 192 .

Date of issue 2/11/27

Signed by.....

May this be

i Printed ?

ii treated as a standing order ?

iii published in the Gazette, English Part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette, Kannada Part ?

Section CS

File No. 65-27

Serial No. 2

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read—

G.O. no P 5567-77 / CS 196-25-26 dt 29-30-4-1926 directing trial cases pending under chapter XII of the Criminal Procedure code be dealt with and disposed of by the Special magistrates, exceptions being made in the case of the City magistrates of Bangalore and Mysore

2. Letter no A & Dis 255/27-28 dt 26.8.27 from the Registrar, High Court forwarding Receipt of letter no P 926-27-28 dt 19.8.27 from the Dist Bangalore stating that the Civil Personal Assistant and the Sub-Division officer, Bangalore Sub-Division, were trying cases arising in Bangalore Taluk under chapter XII of the Criminal Procedure code

~~Order Thereon No.~~

5.—

that he has been posted as Asst Excise officer from the Bangalore N in addition to his own duties as civil officer temporarily for one year, and that he had left out this file 12 cases under chapter XII and 6 under chapter VIII Cr.P. code,

that the Bangalore Taluk has been added to the Bodbalapur Sub-Division officer which is one of the biggest in dimensions in the State, and that the work of the Bodbalapur Sub-Division officer has increased to unmanageable proportions and recommending that in the interests of the revenue work and of the enquiries under chapters VII and VIII, Criminal Procedure code, the cases falling under Chapter XII of the ~~Criminal Procedure~~ code and arising in the Bangalore Taluk may be transferred to the Special II grade magistrate Bangalore:

order. 9-2-31—3

Under the circumstances explained Govt. are pleased to direct that cases falling under chapter XII of the Criminal Procedure code arising in the Bangalore Taluk be tried and disposed of by the ~~Special~~ First grade magistrate, Bangalore

List of enclosures.

Copied by

Examined by

WD 1688—GPB—1,000,00—21-12-31

in charge of ~~Special~~ Second class magistrate's Court

8/2/10 Lawrence

To
The Asst Chief Court
Bangalore
for information
for 2/10